

BOARD OF LICENSE COMMISSIONERS

City Hall, 718 Main Street

Fitchburg MA 01420

(978) 345-9557

William A. Judge, Chairman

Robert A. Bourque

David F. Arsenault

MINUTES OF MEETING

The regular meeting of the Board of License Commissioners was held on January 7, 2008 in the Veterans Memorial Room, City Hall, Fitchburg, and called to order by Chairman Judge at 6:00 PM. Commissioners David Arsenault and Robert Bourque were present.

I. REVIEW AND ACCEPTANCE OF MINUTES FROM THE PREVIOUS MEETING.

The minutes of the regular meeting held on December 17, 2007 were approved 3/0.

II. NEW APPLICATIONS

Montachusett Regional Vocational Technical School for Special One Day Wine and Malt Beverages License for Annual Superintendent's Dinner from 5PM to 10PM on April 9, 2008 at 1050 Westminster St.

Richard Ikonen, Director of Facilities was present.

Approved 3/0.

St. Anthony of Padua Parish for Special One Day Wine and Malt Beverages License for Centennial Social from 5PM to 7PM on April 26, 2008 at the St. Anthony grammar school hall on Salem St.

Amy Walsh was present.

Approved 3/0.

Madonna of the Holy Rosary for Six (6) Special One Day Wine and Malt Beverages Licenses for Fish Fry from 4PM to 7PM on February 8, 15, 22, 29 and March 7, 14, 2008 at 118 Theresa St.

Maureen Beauvais was present.

Approved 3/0.

Madonna of the Holy Rosary for Special One Day Wine and Malt Beverages License for Garlic Festival from 12 Noon to 7PM on June 1, 2008 at 118 Theresa St.

Maureen Beauvais was present.

Approved 3/0.

Stonehaven, 350 John Fitch Highway, for Automatic Amusement Devices: Two (2) Videos, One (1) Pinball (in addition to existing licenses). (A-Z Vending)

Larry Marshall was present.

Approved 3/0.

Stonehaven, 350 John Fitch Highway, for Entertainment Permit: Background music, acoustic guitar, jazz quartet, comedians, disc jockeys, karaoke, Sunday through Saturday, inside and outside entertainment.

Larry Marshall was present.

Approved 3/0.

Bottoms Up Bar, 1098 Main St., for 2AM Late Closing Permit Sunday through Saturday.

Deborah Aukstikalnis was present.

Approved 3/0.

Two Late Filed Applications not on agenda:

SRS Convenience, 358 Summer St., for One Video. (A-Z Vending)

Approved 3/0.

St. Joseph Parish, 46 Woodland St. for Special One Day All Alcoholic Beverages License for January 19, 2008 from 7:30 to 11:30.

Approved 3/0.

III. SUMMONS HEARINGS

Hearings to be conducted upon notification by the City Treasurer, Brian Doheny of failure to pay local taxes, fees, assessments, betterments or other such municipal charges for a period in excess of twelve months. Hearings to be conducted under the authority granted to the License Commission by Fitchburg City Code Chapter 120, Article III, Payment of Taxes. Hearings may result in suspension or revocation of license to serve alcohol.

The following establishments have been summonsed:

Stonehaven, 350 John Fitch Highway

Stooge's Pub, 114 River Street

Conlin's Corner, 110 Cleghorn St.

Pizza DeLeon, 130 Water St.

Dempsey's Pub, 147-151 Clarendon St.

Sazerac, 1123 South St.

Rock Bottom Café, 4-6 Beech St.

South Fitchburg Social Club, 47 Duck Mill Rd.

J.R.'s Pub, 14 North St.

The Compound, 281 Lunenburg St.

Paddock Lounge, 1426 Water St.

Michelle's Convenience Store, 938 Water St.

Karma at Bourbon St., 14, 16, 18 Putnam St.

Charles Park Place, 19 Airport Rd.

Present was City Treasurer, Brian Doheny who stated the following establishments had met with him and either paid in full or signed an agreement:

Stonehaven, Stooge's Pub, Conlin's Corner, Pizza DeLeon, Sazerac, South Fitchburg Social Club, J.R.'s Pub, The Compound, Michelle's Convenience Store, Karma at Bourbon Street, Charles Park Place.

Individuals present representing those establishments were dismissed.

Called forward to discuss tax status were:

Kathleen Denmark for Dempsey's Pub – Ms. Denmark confirmed with the Treasurer that the outstanding balance consists of unpaid personal property tax from the prior owner of the property. She is, however, responsible to pay it. She agreed to meet with Mr. Doheny to sign an agreement. NO ACTION TAKEN 3/0.

Shirl Valentin for Rock Bottom Café – Ms. Valentin signed an agreement at this meeting to pay the outstanding balance. NO ACTION TAKEN 3/0.

Mr. Joseph Brogna for The Paddock Lounge – Mr. Brogna agreed to meet with Mr. Doheny on January 10, 2008 to set up a payment agreement. NO ACTION TAKEN 3/0.

IV. OTHER

· Discussion regarding previously scheduled special meeting for January 15, 2008

The Clerk conveyed to the Commissioners the verbal opinion of City Solicitor Michael Ciota that they may view the videotape at the meeting as a form of a complaint against Hooligans similar to accepting a written or verbal complaint about an establishment.

The Clerk was asked to ask the City Solicitor if, in addition to viewing the video portion, they may

also listen to the audio portion.

In any event, the January 15, 2008 meeting will occur as scheduled. 3/0

- Discussion regarding letter sent on October 22, 2007 to the ABCC Legal Counsel requesting opinion on license transfer procedure.

Discussion continued to January 23, 2008. 3/0.

- Discussion regarding possible pro-rating of annual license fees upon ownership transfer.

Discussion continued to January 23, 2008. 3/0.

- Taxi driver applications

Approved for two years: Lewis Chamberlain.

- The Clerk requested that the meeting scheduled for Monday, September 15, 2008 be changed to Wednesday, September 17, 2008 due to the fact that the State Primary will be held on September 16, 2008 and the Veterans Room will be set up for the election on September 15.

September 15, 2008 meeting date changed to September 17, 2008. 3/0.

The meeting adjourned at 7:42 PM.

Respectfully submitted,

Anna M. Farrell, Clerk

Approved:

William A. Judge

David F. Arsenault

Robert Bourque